

AEI 3731  
JCL

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/065,256	
	Filing Date	September 30, 2002	
	First Named Inventor	Andrew Kaplan	
	Art Unit	3731	
	Examiner Name	Julian W. Woo	
Total Number of Pages in This Submission	3	Attorney Docket Number	013341-000014

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Fifth Supplemental Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): One copy of 11 cited references Check in the amount of \$180.00; and Acknowledgement Postcard
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	MOORE & VAN ALLEN		
Signature			
Printed Name	KAREN L. WADE		
Date	May 11, 2005	Reg. No.	52,332

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Typed or printed name	Katrina Holland	Date	May 11, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kaplan, et al.

Serial Number: 10/065,256

Filed: September 30, 2002

For: SUTURE METHOD

Group Art Unit: 3731

Examiner: Julian W. Woo

Customer No. 24,239

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Katrina Holland


**FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.56 AND 37 C.F.R. § 1.97**

It is respectfully requested that the documents listed on the attached Form PTO/SB/08A be considered by the Patent and Trademark Office in the above-referenced application and made of record therein. Full text copies of the cited references are enclosed.

The requisite fee pursuant to CFR §1.17(p) is enclosed herewith. The Commissioner is authorized to charge any deficiencies, or to credit any overpayment, to **Deposit Account No. 13-4365**.

Respectfully submitted,

By:



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May 11, 2005

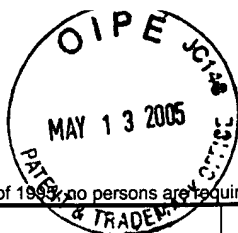
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PTO/SB/08a (08-03)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		<b>Complete if Known</b>			
		Application Number	10/065,256		
		Filing Date	September 30, 2002		
		First Named Inventor	Andrew Kaplan		
		Art Unit	3731		
		Examiner Name	Julian W. Woo		
Sheet	1	of	1	Attorney Docket Number	013341-000014

U.S. PATENT DOCUMENTS						
Examiner Initials'	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)				
		US- 6,443,962		09/03/2002	Gaber	
		US- 5,887,594		03/30/1999	LoCicero, III	
		US- 3,918,455		11/11/1975	Coplan	
		US- 3,003,155		10/10/1961	Mielzynski et al.	
		US- 2,866,256		12/30/1958	Matlin	
		US- 2,572,936		10/30/1951	Kulp et al.	
		US- 2,355,907		08/15/1944	Cox	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials'	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> –Number <sup>4</sup> –Kind Code <sup>5</sup> (if known)				
		EP 0 576 337 B1	03/05/1997	Societe B.F.L. Medical SA		
		EP 0 428 253 B1	07/27/1994	United States Surgical Corporation		
		GB 1 506 362	04/05/1978	Akiyama		
		WO 99/21488	05/06/1999	OH		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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